

THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF ENVIRONMENTAL SERVICES
WASTE MANAGEMENT COUNCIL

In re: North Country Environmental Services, Inc.
Standard Permit No.: DES-SW-SP-03-002

RECEIVED

Docket #03-05WMC

APR 21 2003

ASSENTED-TO MOTION TO INTERVENE

North Country Environmental Services, Inc. ("NCES") moves the council pursuant to Env-WMC 203.12 and RSA 541-A:32 to permit it to intervene in this proceeding. This motion rests upon the following grounds.

NCES owns and operates a state-regulated landfill in Bethlehem, New Hampshire. On March 13, 2003, the waste management division of the Department of Environmental Services issued a standard permit for Stage IV of the NCES landfill. The Town of Bethlehem has filed an appeal contesting the issuance of the Stage IV permit.

The town's appeal seeks to deprive NCES of the rights it received under the Stage IV permit and places at issue NCES's "substantial interests." RSA 541-A:32, I(b). Indeed, the Council's rules recognize that "the person to whom the permit or approval in dispute was issued" has a "direct interest" in an appeal relating to that permit. Env-WMC 203.19(e)(2); *see also* Env-WMC 203.05(b).

Accordingly, NCES respectfully requests that it be permitted to intervene in this proceeding and to participate fully as a party.

The town, through its counsel, assents to the relief sought by this motion.

Respectfully Submitted,

NORTH COUNTRY ENVIRONMENTAL
SERVICES, INC.,
By Its Attorneys,
BROWN, OLSON & WILSON, P.C.

Date: 4-15-03

By: Bryan K. Gould
Bryan K. Gould, Esq.
BROWN, OLSON & WILSON, P.C.
501 South Street
Concord, NH 03304
(603) 225-9716

CERTIFICATE OF SERVICE

I hereby certify that the within document was this day forwarded via U.S. Mail, postage prepaid, to Edmund J. Boutin, Esq. and Brenda E. Keith, Esq., Boutin Associates, P.L.L.C., One Buttrick Road, P.O. Box 1107, Londonderry, NH 03053.

Date: 4-15-03

Bryan K. Gould
Bryan K. Gould, Esq.